

**UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF CALIFORNIA**

FILED

JAN 29 PM 4:14

IN THE MATTER OF :

CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

JUANJOSE MARTINEZ-MADERA, A 14-647-093
(Petitioner, Plaintiff) (In Pro Se)

Civil File BY

January 14, 2008

NUNC PRO TUNC

JAN 22 2008

Vs.

Case No. 07CV2237 JLS (WMc)

MICHAEL CHERTOFF, Secretary of the Department of
Homeland Security; MICHAEL B. MUKASEY, Attorney
General; JULIE L. MYERS, Assistant Secretary, United States
Board of Immigration and Customs Enforcement (BICE); ROBIN
BAKER, Director, San Diego ICE-Field Office District Director;
ROBERT G. RILLAMAS, Assistant ICE-Field Office Director-
El Centro; JOEL MATA, Supervisor of Detention and
Deportation Officers-El Centro Processing Center,
Defendants – Respondents

**MOTION AND REQUEST
FOR CLASS-ACTION
CERTIFICATION**

**STATEMENT OF FACTS AND MEMORANDUM OF POINTS IN SUPPORT OF
PETITIONER'S MOTION FOR CLASS CERTIFICATION**

I, Petitioner, JuanJose Martinez-Madera, humbly requests and moves this Court for an **order for certification** in his Habeas Corpus Petition Case No. 07CV2237 JLS (WMc) filed in this Honorable Court on November 26, 2007 for the following reasons:

1. My habeas action was prepared exactly for this purpose. With an eye towards seeking for the court to declare it and certify it as a class-action lawsuit for the reason that
2. There are many other detainees in exactly this same predicament as instant petitioner, needing also, exactly this same form of relief (some detainees from my dorm listed below). Common denominators for most of these detainees are poverty and being illiterate to the point that they can't even express themselves, speaking nor writing.
3. Too many of us have been detained for years already in what amounts to indefinite ICE and DHS detentions which we believe to be illegal, immoral, unjustified and inappropriate because we are Legal Permanent Residents and because we are not terrorists!
4. The United States Congress gave the government (BICE, DHS) a reasonable period of time (considered around 6 months) to look at detainees' cases and try to deport them. If they are not deported within that time frame they are supposed to be set free to properly & legally defend

themselves by being able to use resources out there that are unavailable here in detainment for many reasons a) some financial in nature b) others dealing with the nature of these detainment facilities like security and safety c) still others dealing with the lack of proper medical care in these facilities and the status of our health which in some cases, situations, conditions and circumstances amounts to a death sentence, and d) still too many other reasons to address here.

All of us Immigration detainees that have been here for years already, need the help from the Federal Courts to break the government's stranglehold of us in their stubbornness and in their refusal to set us free meanwhile that our cases get resolved. Somebody has to stop their abusive behavior doing this to Legal Permanent Residents that no matter what they have done, they have already satisfied their debts to society, owing no more time to no one anymore, otherwise they would have been given more time in the courts.

For reasons stated above and other ones not stated here for lack of . . . petitioner respectfully and humbly requests and moves this Court for present Motion and Request for Class-Action Certification of his Habeas Corpus Petition Case No. 07CV2237 JLS (WMC) filed in this Honorable Court on November 26, 2007 to be granted.


Thank you for any help provided.

Dated this: January 14, 2008

Sincerely and Respectfully Submitted,

A 14-647-093 (In Pro Se)

JuanJose Martinez-Madera


Petitioner's Signature

Other Detainee's Names (Lead Petitioner)	A #'s	Detained by ICE in Immigration custody continuously since:
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1) JuanJose Martinez-Madera	14-647-093	September 22, 2005 going on 3 years
2) Gurdev Singh	42-967-796	October 24, 2006 going on 2 years
3) Juan Ramirez Mata	34-486-731	August 17, 2005 going on 3 years
4) Hector Ramirez	043-733-743	March 20, 2007 going on 1 year
5) Alejandro Barajas	75-506-112	August 21, 2006 going on 2 years
6) Valdez J. C.	17-989-923	February 21, 2005 almost 3 years

1	7)	Chiu Hung Wong	35-341-477	May 17, 2007	going on 1 year
2	8)	Daniel Carrera-Virula	90-499-576	June 09, 2004	going on 4 years
3	9)	Antonio F. Silveyra-Garcia	18-499-789	May 11, 2007	going on 1 year
4	10)	Joel Diaz Roldan	19-079-462	October 24, 2006	going on 2 years
5	11)	Antonio Damas Vizcarra	41-693-249	February 06, 2006	almost 2 years
6	12)	Gustavo Lemus Galvan	37-542-695	July 09, 2004	going on 4 years
7	13)	Javier Velazquez Vazquez	92-112-890	February ? 2005	almost 3 years
8	14)	Hernan I. Delgado	78-461-226	February 06, 2003	almost 5 years
9	15)	Francisco Santana Quintero	39-717-782	around June 2006	going on 2 years

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1 NOTE. There are many other detainees here (other dorms) and also in other facilities like CCA-San Diego
 2 which are also within this district but, being in detainment I cannot get their names and/or their "A" numbers to
 3 include them in this list. That is one reason among others that appointment of counsel is appropriate, crucial and
 4 necessary if we are to continue with a class-action. Thank You!.